

Docket No. CAN-137

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Canuel, Louis

Serial No.: 09/829,391

Art Unit: 3765

Filed

: April 9, 2001

Examiner: Grayson, A.J.

For

: SANITARY NAPKIN WITH BREATHABLE EXTENSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231 on

June 17, 2003
(Date of Deposit)

James P. Barr
Name of applicant, assignee, or Registered Representative)

June 17, 2003

(Date of Signature)

Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §\$1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with \$1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under \$1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in \$1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under \$1.114, no additional fee is required.

| In ac | cordance with \$1.129(a), this information |
|-----------------|---|
| Disclosure Stat | ement is being filed in connection with \square the |
| first or 🗌 seco | nd After Final Submission, therefore: |
| | Statement in Accordance with $$1.97(e)$ (attached);$ |
| | or |
| | Please charge Deposit Account No. 10- |
| | 0750/ / the fee of \$180.00 as set forth in |

0750/ \$1.17(p).

In accordance with \$1.97(c), this Information
Disclosure Statement is being filed after the period set forth
in \$1.97(b) above but before the mailing date of either a Final
Action under \$1.113 or a Notice of Allowance under \$1.311, or an
action that otherwise closes prosecution and that it is
accompanied by one of:

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| Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in \$1.17(p). |
|---|
| In accordance with \$1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under \$1.113 or a Notice of Allowance under \$1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with \$1.97(e) as set forth below and the fee of \$180.00 as set forth in \$1.17(p). |
| |
| Copies of references listed on the attached Form PTO- 1449 are enclosed herewith EXCEPT THAT: |
| In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith. |
| If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request. |
| $oxed{\boxtimes}$ There are no listed references which are not in the English language. |
| The relevance of those listed references which are not in the English language is as follows: |

Attached are copies of search report(s) from \boxtimes corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D. Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/CAN137/JPB. This form is submitted in triplicate. Respectfully submitted, James P. Barr Reg. No. 32882 Attorney for Applicants Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-2826 DATED: June 17, 2003





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Canuel, Louis Applicants

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James P. Barr assignee, or Registered Representative) (Name of applicant;

June 17, 2002 (Date of Signature)

Commissioner for Patents Washington, D.C. 20231

- THE CHINES SOUTH TO STATE OF THE CHINES SOU STATEMENT UNDER 37 C.F.R. §1.97(e)

In accordance with 37 C.F.R. §1.97(e), certification is hereby made that:

Each item of information contained in the information 冈 disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement; or

No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement, was known to any individual designated in \$1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

James P. Barr Reg. No. 32882

Attorney for Applicants

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-2826 DATED: June 17, 2003



PTO/SB/08A (08-00)
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)
Sheet 1 of 1

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| April 9, 2001 |
| Canuel, Louis |
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| Grayson, A.J. |
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| | | U.S. Patent Do | cument | | D.4. 40 b5-45- | Dance Octobre Lines |
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|----------------------|---|------------|--|----------------|--|--|---------------------------------------|--|
| Examiner Initials | Examiner Cite Applicant of Cited Document | mm-dd-yyyy | passages or relevant figures appear | T ⁶ | | | | |
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| Examiner | Date | e | , | |
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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¹ Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents, 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.



SUBMISSION UNDER MPEP 609 D

| Application Number | 09/829,391 |
|------------------------|---------------|
| Filing Date | April 9, 2001 |
| First Named Inventor | Canuel, Louis |
| Group Art Unit | 3765 |
| Examiner Name | Grayson, A.J. |
| Attorney Docket Number | CAN-137 |

Page 1 of 1

Examiner Initials No.1 Name of Patentee or Applicant of Cited Document U.S. Patent Document Kind Code' Number (if known) Pages, Columns, Lines, where relevant passages or relevant figures appear

FOREIGN PATENT DOCUMENTS Foreign Patent Document Pages, Columns, Lines, where relevant passages or relevant figures Name of Patentee or Examiner Cite **Applicant of Cited Document** KindCode⁵ appear Office³ Initials No.1 OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), T² title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published Examiner Cite Initials* European Search Report, EP 01 11 1202, April 22, 2003

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|----------------------|-----------|------------|--|
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